IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE V.K.MOHANAN

WEDNESDAY, THE 22ND AUGUST 2007 / 31ST SRAVANA 1929

WA.No. 2092 of 2007

AGAINST THE ORDER IN WPC.25355/2006 Dated 24/07/2007
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APPELLANTS: PETITIONERS:
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1. REJIMON.D., MATTATHIL HOUSE, KALLARA, KOTTAYAM, EXCISE GUARD, VYKKOM RANGE, KADUTHURUTHY, KOTTAYAM DISTRICT.

2. K.H.SABAD, EXCISE GUARD, EXCISE RANGE OFFICE, KOTTAYAM.

3. P.A.MEKHANADHAN, EXCISE GUARD, EXCISE CIRCLE OFFICE, VYKKOM.

4. K.A.ABDUL AZEEZ, PREVENTIVE OFFICER, EXCISE ENFORCEMENT AND NARCOTIC SPECIAL SQUAD,KOTTAYAM.

5. K.A.NAVAS, EXCISE GUARD, EXCISE RANGE OFFICE, KANJIRAPPALLY.

BY ADV. SRI.M.CHATHUKUTTY NAMBIAR

RESPONDENTS: RESPONDENTS:
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1. ASSISTANT EXCISE COMMISSIONER, OFFICE OF THE ASSISTANT EXCISE COMMISSIONER, KOTTAYAM.

2. EXCISE COMMISSIONER, STATE OF KERALA, THIRUVANANTHAPURAM.

3. STATE OF KERALA REPRESENTED BY SECRETARY, EXCISE DEPARTMENT SECRETARIAT, THIRUVANANTHAPURAM.

4. D.VISWAMBARAN, (PETITIONER/RESPONDENT/ RETIRED), PREVENTIVE OFFICER, EXCISE ENFORCEMENT AND ANTI NARCOTIC SPECIAL SQUAD.

R1 TO R3 BY GOVERNMENT PLEADER MR.SANDESH RAJ

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 22/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S.RADHAKRISHNAN & V.K.MOHANAN, JJ.

W.A.No.2092 of 2007

Dated, this the 22nd day of August, 2007

JUDGMENT

Radhakrishnan, J.

Heard learned counsel on either side.

2. Considering the fact that the appellants are already in service, we are inclined to hold up the revenue recovery proceedings on the basis of Ext.P7 for a period of two months from today.

Post the writ petition for early hearing after holidays.

Writ appeal is disposed of as above.

K.S.RADHAKRISHNAN, JUDGE

V.K.MOHANAN, JUDGE

vns